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Attorney Docket No. 17564-145

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jie Tang et al.  
Patent No. 5,891,212  
Reissue Application Serial No.: 09/827,605  
Filed: April 6, 2001  
For: APPARATUS AND METHOD FOR MAKING  
UNIFORMLY SIZED AND SHAPED SPHERES

Examiner: George P. Wyszomierski  
Art Unit: 2181

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MS: RESPONSE (NO FEE)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

MAY 24 2004

Technology Center 2100

RESPONSE TO *Ex Parte Quayle* ACTION MAILED SEPTEMBER 12, 2003

Sir:

In response to the Quayle Action mailed September 12, 2003, the Applicants submit this response to the issues raised therein. The Applicants note that the Examiner has indicated in the Action that the application is in condition for allowance except for the formal matters addressed below.

Surrender of Original U.S. Patent 5,891,212 Pursuant to 37 C.F.R. § 1.178

The Examiner has indicated that pursuant to 37 C.F.R. § 1.178 the Applicants must surrender the original U.S. Patent 5,891,212, or provide a statement as to loss or inaccessibility of the original patent. In compliance with the Examiner's request, the Applicants submit herewith the original U.S. Patent 5,891,212 and the Certificate of Correction that the U.S. Patent Office issued.